

## REGULAR COUNCIL MEETING MAY 9, 2016 7:00 P.M.

The meeting was opened by announcing that this was an open meeting of the Common Council. Notice of this meeting was given to the public at least 24 hours in advance of the meeting by forwarding the complete agenda to the official City newspaper, The New Richmond News, and to all news media who have requested the same as well as posting. Copies of the complete agenda were available for inspection at the City Clerk's office. Anyone desiring information as to forthcoming meetings should contact the City Clerk's office.

Roll call was taken.

Members Present: Mayor Horne, Alderman Kittel, Ard, Jackson, Montello, Volkert and Zajkowski.

Members Absent: Student Representatives Jesse Stenske and Victoria Johnson

The Pledge of Allegiance was recited.

Alderman Zajkowski moved to adopt the agenda as presented, seconded by Alderman Ard and carried.

### **Public Comment**

Rory Sullivan, candidate for St. Croix County District Attorney, introduced himself to the Council.

### **Consent Agenda**

1. Approval of the Minutes from the Previous Regular Council Meeting, April 11, 2016 and Special Council Meetings April 19, 25 and March 28, 2016
2. Application for License to Serve from Eric S. Meyer, New Richmond; and Banner E. Myer, New Richmond
3. Applications for a Direct Seller's Permit from Michael Babcock, Minog; Robert Erickson, Rice Lake; Jeffrey Peterson, Rice Lake; Joshua Schmidt, Chetek; Michael Melendez, Spooner; David West, Eleva; Andrew Baehr, Eau Claire; Dakota Leair, Mark Neaman, Rice Lake; and Nancy Risen, Eleva
4. Applications for Direct Seller's Permit from Adam Swanda and Molly Welch for Street Treats Ice Cream Truck for May 10 – October 1, 2016 and a request to waive the permit fees
5. Application for Amplification Permit and Request for Exemption from Sec. 50-87 Loud & Unnecessary Noise from City of New Richmond for Outdoor Movie in Glover Park on June 10, 2016 and August 19, 2016 from dusk for two hours.
6. Application for Amplification Permit and Request for Exemption from Sec. 50-87 Loud & Unnecessary Noise from New Richmond Chamber of Commerce for June 3-4, 2016 at Mary Park from 10:00 a.m. to Midnight each day and at Cyclone Park for Fun Fest on the following dates:
  - July 7, 2016 4:00 p.m. to Midnight
  - July 8, 2016 11:00 a.m. to Midnight
  - July 9, 2016 11:00 a.m. to Midnight
  - July 10, 2016 10:00 a.m. to 7:00 p.m.
7. Application for Parade Permit from New Richmond Chamber of Commerce for the Fun Fest Parade on July 10, 2016 at 12:30 p.m.
8. Application for Run/Walk Permit for the Willow River Run on July 9, 2016 at 7:30 a.m.
9. Application for Temporary Class B Beer License from New Richmond Chamber of Commerce
  - a. Park Art Fair/Blues & Brews Fest June 3-4, 2016 in Mary Park
  - b. Fun Fest July 7-10, 2016 in Cyclone Park

10. Application for Street Use Permit for North Green Avenue from Hughes Street to Mary Park Entrance from 6:00 a.m. to Midnight on June 3-4, 2016 for Park Art Fair/Blues & Brews Fest
11. Application for Street Use Permit for Campus Drive from Wisconsin Avenue to Homestead Drive from 6:00 a.m. to Midnight on July 7-10, 2016 for Fun Fest
12. Application for Street Use Permit from Doar, Drill & Skow for West First Street from Knowles Avenue to Minnesota Avenue from 8:00 a.m. June 24 to 10:00 a.m. on June 25
13. Application for Cigarette License from The Box Smoke Shop at 215 South Knowles Avenue
14. Skate Park Donations from the following:
 

First National Community Bank:	\$ 1,500.00
Skate Park GoFundMe Page:	\$ 351.60
William & Mary Derrick family fund:	\$ 2,000.00
Domain Inc:	\$ 250.00
Warren W. Wood Ltd:	\$ 500.00
Bakke Norman Law Offices:	\$ 500.00
Johnson Motors:	\$ 1,000.00
Jim & Susan Zajkowski	\$ 500.00
Dylan Kelly:	<u>\$ 100.00</u>
Total	\$ 6,701.60
<b>Total Collected To Date</b>	<b>\$103,784.24</b>
15. Payment of VO#59251 through VO#59352 totaling \$353,030.88 plus electronic fund transfers of \$592,375.32 for a grand total of \$945,406.20
 

General Fund	\$ 795,222.05
Impact Fees Fund	10,002.00
Cemetery Fund	223.88
CDBG – Housing	292.50
Debt Service Fund	7,238.42
Capital Projects	36,566.83
Capital Replacement Fund	58,112.22
Landfill Cleanup Fund	4,759.53
TIF District #10	255.00
TIF District #6	2,933.67
TIF District #7	150.00
TIF District #8	345.00
TIF District #9	150.00
Storm Water Utility	29,019.08
Park Land Trust Fund	124.23
Library Trust Fund	11.79

Alderman Montello moved to approve the consent agenda with the correction of William and Mary Derrick on the Skate Park donation list, seconded by Alderman Kittel and carried.

### **Department Reports**

Administration- Mike Darrow stated the new Police Chief is Craig Yehlik. Mike is holding training for all board and commission members on May 23 from 4:30 to 5:30 p.m., May 24 from 12 to 1:00 p.m. and May 25 from 7:30 to 8:30 a.m. to update them on policies and changes in the current state statutes. There will be a cookout for Police Chief Craig Yehlik at the Civic Center tomorrow night from 4:30 to 6:00 p.m.

Public Works – Jeremiah Wendt explained that the first lift of asphalt is completed on Roosevelt Drive as well as the Goodwill parking lot. The 2016 street and utility projects will begin on June 6, 2016.

Community Development - Beth congratulated Patty Van Vynckt for her upcoming retirement on June 3, 2016 after working over 14 years for the City. This is her last council meeting. Beth stated that Dairy Queen will be moving to Skoglund's property just north of High Street along Knowles

Avenue. The new building will have a drive thru which they are excited about. Their plans have been approved and they will be taking out a building permit very soon. Also on the North side at the intersection of 64/65, New Richmond Auto Mall, currently operating as Cooper Motors, will be building a 6,000 square foot building. They will leave their current location on North Fourth Street for a repair shop. The DRC will be reviewing the application and that will go to Plan Commission for approval. On the South end of town, Taco Bell will build a 2,356 square foot building. There are a couple minor details to work out and then they will be able to get a building permit. As of Friday the City received an application from ALDI for a store directly south of the Taco Bell. Beth has been working with them for three years. They will build a store almost 19,054 square feet. We have a pending development with ESR in the business and technical park in TIF #10. They anticipate building a 15,000 square foot facility.

Library – Kim and Tony Hennings had a baby girl.

Police – Craig Yehlik, Police Chief, explained that planning is underway for Fun Fest. The Police Department was awarded \$4,000 for safety grant. A reminder to the public, there has been a number of stolen vehicles this past week and in every instance the keys were in the vehicle and it was unlocked. Craig encouraged everyone to take your keys out of your vehicles and lock them. This time of year they always experience a rise in thefts from vehicles, so please lock your vehicles. The Police Department received donations last fall at the Family Safety Night and the money was used to purchase books. The Police Department has been reading this book to all of the second grade classes in the City of New Richmond and every child will go home with a copy. This coming Saturday is the drug take back program from 10:00 a.m. to 1:00 p.m. at Westfield's Hospital in conjunction with the bike rodeo. Bring your prescription medications down and they will be accepted free of charge. The Police Department also accepts prescription medications in their lobby at all times. Also, on Tuesday night, May 17<sup>th</sup> at 6:00 p.m. there is a law enforcement memorial night at the Somerset High School.

Fire – Noah Wiedenfeld explained that there were 21 calls in March. There was a small fire at Bobcat's Bar and Grill this past weekend, but it was put out right away and everything is fixed. The new firefighter selection process is going on right now. Fifteen people have passed the first interview. Next will be the agility test and second interviews with hiring on June 2, 2016. The new pumper rescue truck will arrive sometime mid-June.

Airport - Mike Demulling was notified by the Secretary of Transportation that the Bureau Director, Director of the Bureau of Aeronautics and the Deputy Director will be at the airport the second week in July. They can tour the airport and see the improvements that have been done. The Airport is working with the school on the farm to table program. They have been working on leases. The local seaplane pilots raised \$5,000 to purchase and install a new dock. Wednesday during the summer the airport provides a free lunch, so please come out and join them.

### **Loyalty Day Awards**

Alderman Ard announced the following Loyalty Day Awards:

Preservation Vehicle - Tedd Bower

Honor Award - St. Croix County Sheriff's Department Color Guard

Stronger Together Award - Crowning Achievements

The Greatest Generations - St. Croix County Health Center

Loud and Proud - The Rock Man

Community Award – Spring Valley Royalty

Above and Beyond Award – Baldwin Chamber of Commerce and American Legion 240

### **Sustainability Capstone Project**

Adam Delikowski presented his capstone project on sustainability. The City is embracing sustainability, we have three green tier businesses, a solar garden and LED street lights. The long term plan or goal is for sustainability and the City is committed to that goal. Adam looked at previous research, methodology and findings. He did not complete a sustainability plan for the City, he just gave background information and facts on other plans.

## **Public Hearing**

Mayor Horne declared the Public Hearing open to discuss the Community Development Block Grant Public Facility Funds. Mike Darrow gave an overview of the CDBG Program.

It is a federally funded grant from (HUD) administered by the Wisconsin Department of Administration. The maximum award is \$500,000 or 50% of the eligible project cost, whichever is less. Only local governments can apply for this grant and Wisconsin will award \$5 to \$9 million this year. Applications are due May 27, 2016. The project the City is applying for includes a "spot-blight" designation. The \$500,000 would assist with the demolition of the Community Commons Building. The land will be transferred from the School District of New Richmond to the City of New Richmond. The new library will be constructed at the site. Non-profit tenants will be relocated as part of the project. The time line is as follows:

Application due – May 27

Results announced – August 5

Acceptance of awards – within 30 days

Implementation training – September/October

Final contracts – November – February 2017

Discussion followed. Stacy Wright, owner of Lowrey Hotel, had questions regarding low to moderate income people and displacement questions. Lisa Burton asked if it is possible for the

Lowrey Hotel to get grant money. Mayor Horne stated he would look into that. Mayor Horne declared the Public Hearing Closed. Alderman Ard offered the following resolution and moved for it's adoption:

### **RESOLUTION #051601**

#### **RESOLUTION AUTHORIZING THE SUBMISSION OF A**

#### **COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW RICHMOND,**

Relating to the City of New Richmond participation in the Community Development Block Grant–Public Facilities CDBG–PF program;

WHEREAS, Federal monies are available under the Community Development Block Grant (CDBG) program, administered by the Wisconsin Department of Administration (DOA) Division of Energy, Housing and Community Resources (DEHCR) for the purpose of the provision or development of a City plan (CDBG-PLNG), or for the provision or improvement of public facilities (CDBG-PF); and

WHEREAS, after public meeting and due consideration, the City Council has recommended that an application be submitted to DOA for the demolition of the Community Commons Building; and WHEREAS, it is necessary for the City Council to approve the preparation and filing of an application for the City to receive funds from this program; and

WHEREAS, the City recognizes that, if awarded, DOA reimburses units of local government and eligible sub-recipients, for 50% of eligible project costs, up to \$500,000, and local units of government are responsible for at least 10% of the local matching fund share; and

WHEREAS, the City Council has reviewed the need for the proposed project(s) and the benefit(s) to be gained there from; and

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby approve and authorize the preparation and filing of an application for the above-named project; and that the Mayor is hereby authorized to sign all necessary documents on behalf of the City ; and that authority is hereby granted to the City Council to take the necessary steps to prepare and file the application for funds under this program in accordance with this resolution; and

BE IT FURTHER RESOLVED, the City has secured the necessary 10% local share of matching funds.

Motion was seconded by Alderman Jackson and carried.

Alderman Ard offered the following resolution and moved for its adoption:

### **RESOLUTION #051602**

#### **RESOLUTION TO ADOPT A CITIZEN PARTICIPATION PLAN**

WHEREAS, the City of New Richmond has applied for a Community Development Block Grant (CDBG); and

WHEREAS, the State of Wisconsin Department of Administration (DOA) and the U.S. Department of Housing and Urban Development (HUD) require recipients of Community Development Block Grant (CDBG) monies to have in place a Citizen Participation Plan; and WHEREAS, the Citizen Participation Plan shall encourage citizen participation (especially by persons of low to moderate income), provide citizens reasonable and timely access to local meetings and information, provide for technical assistance, provide for public hearings, provide for complaint procedures, and accommodate non-English speaking residents; and WHEREAS, City of New Richmond has prepared and publicly reviewed a Citizen Participation Plan;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Richmond officially adopts the Citizen Participation Plan.

Motion was seconded by Alderman Zajkowski and carried.

Alderman Ard offered the following resolution and moved for its adoption:

RESOLUTION #051603

RESOLUTION TO ADOPT AN EXCESSIVE USE OF FORCE ORDINANCE  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NEW RICHMOND,  
POLICY ON CIVIL RIGHTS DEMONSTRATIONS AND PROHIBITING  
USE OF EXCESSIVE FORCE

WHEREAS Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 U.S.C. 69 §5304) prohibits the State from expending or obligating any Community Development Block Grant funds to any unit of general local government that does not have or adopt a policy prohibiting the use of excessive force by local law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and a policy of enforcing State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within its jurisdiction; AND WHEREAS it is in the interest of the City of New Richmond to pursue Community Development Block Grant Funds and to adopt policy that complies with Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 USC 69 §5304); NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE CITY COUNCIL OF THE CITY OF NEW RICHMOND:

It is Policy of the City to prohibit the use of excessive force by law enforcement agencies within the City's jurisdiction against any individuals engaged in nonviolent civil rights demonstrations.

It is Policy of the City to enforce applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within the City's jurisdiction.

The officials and employees of the City shall assist in the orderly prevention of all excessive force within the City of New Richmond by implementing the authority and enforcement procedures set forth in Title I of the Housing and Community Development Act of 1974.

The City Council directs the Chief of Police to implement this Resolution by amending applicable New Richmond Police Department procedures.

Motion was seconded by Alderman Kittel and carried.

Alderman Ard offered the following resolution and moved for its adoption:

RESOLUTION #051604

RESOLUTION TO READOPT THE FAIR HOUSING ORDINANCE  
A RESOLUTION TO READOPT SECTION 38-21 AND  
SECTION 38-22 OF THE MUNICIPAL CODE OF THE CITY OF NEW RICHMOND  
ADOPTING WISCONSIN STATUTES, SECTION 106.50, AS AMENDED,  
RELATING TO THE EQUAL RIGHTS OF ALL PERSONS TO FAIR HOUSING, AND

PROVIDING MEANS FOR THE IMPLEMENTATION AND ENFORCEMENT THEREOF.  
THE COMMON COUNCIL OF THE CITY OF NEW RICHMOND DOES ORDAIN AS  
FOLLOWS: FAIR AND OPEN HOUSING

WHEREAS, the Common Council of the City of New Richmond recognizes its responsibilities under Section 106.50, Wisconsin Statutes, as amended, and endorses the concepts of fair and open housing for all persons and prohibition of discrimination therein;

THEREFORE, BE IT ORDAINED THAT:

1) The Common Council of the City of New Richmond hereby readopts Section 106.50, Wisconsin Statutes, as amended, and all subsequent amendments thereto.

2) The officials and employees of the City of New Richmond shall assist in the orderly prevention and removal of all discrimination in housing within the City of New Richmond by implementing the authority and enforcement procedures set forth in Section 106.50, Wisconsin Statutes, as amended.

3) The Municipal Clerk shall maintain forms for complaints to be filed under Section 106.50, Wisconsin Statutes, as amended, and shall assist any person alleging a violation thereof in the City of New Richmond to file a complaint thereunder with the Wisconsin Department of Work Force Development, Equal Rights Division, for enforcement of Section 106.50, Wisconsin Statutes, as amended.

Motion was seconded by Alderman Zajkowski and carried.

Alderman Ard offered the following resolution and moved for its adoption:

**RESOLUTION #051605**

**RESOLUTION TO ADOPT AN ANTI-DISPLACEMENT AND RELOCATION PLAN**

WHEREAS, the City of New Richmond has applied for a Community Development Block Grant (CDBG); and

WHEREAS, the State of Wisconsin Department of Administration (DOA) and the U.S. Department of Housing and Urban Development (HUD) require recipients of Community Development Block Grant (CDBG) monies to have in place an Anti-Displacement and Relocation Plan; and

WHEREAS, the Anti-Displacement and Relocation Plan shall encourage minimizing the direct and indirect displacement of persons from their homes; and

WHEREAS, the Anti-Displacement and Relocation Plan shall provide for relocation assistance to displaced persons; and

WHEREAS, the Anti-Displacement and Relocation Plan identifies a process for one-for-one replacement of occupied and vacant occupiable lower-income dwelling units demolished or converted to a use other than lower-income housing in connection with a project assisted with funds provided under the CDBG Program in accordance with 24 CFR 42.375.

WHEREAS, City Of New Richmond has prepared and publicly reviewed an Anti-Displacement and Relocation Plan;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of New Richmond officially adopts the Anti-Displacement and Relocation Plan.

Motion was seconded by Alderman Kittel and carried.

**Resolution #051606**

Nick Vivian explained the need for adopting this resolution for financing the development from ESR, Incorporated. Ed Boeve, from ESR, Inc., gave an overview of their business. Alderman Ard offered the following resolution and moved for its adoption:

**RESOLUTION #051606**

**RESOLUTION APPROVING THE ISSUANCE OF A NON-PROFIT FACILITY REVENUE  
NOTE (ESR, INC. PROJECT), SERIES 2016A, BY THE COMMUNITY DEVELOPMENT  
AUTHORITY OF THE CITY OF NEW RICHMOND, WISCONSIN**

BE IT RESOLVED By the City Council (the "Council") of the City of New Richmond, Wisconsin (the "City"), as follows:

Section 1. State Law Authorization. The law firm of Eckberg Lammers, P.C., bond counsel (“Bond Counsel”), has informed the City that Wisconsin Statutes, Section 66.1333, as amended (the “Act”), authorizes community development authorities to issue and sell revenue bonds in furtherance of the statutory purposes under the Act, including but not limited to carrying out development projects and urban renewal projects, encouraging well-planned, integrated, safe and healthful neighborhoods, the provision of a decent living environment, and adequate places for employment, and to lend the proceeds thereof to nonprofit corporations for the purpose of providing financing to remedy blighted and substandard conditions in community facilities, and to more fully meet the goals of the Act.

Section 2. The Borrower and the Project. ESR, Inc. (the “Borrower”) has represented to the City and the Issuer (hereafter defined) that it is a Minnesota nonprofit corporation and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the “Code”). The Borrower is proposing that the Community Development Authority of the City of New Richmond, Wisconsin (the “Issuer”) assist with financing the acquisition of land by the Borrower in the City’s industrial park, and the construction and equipping of a new facility to serve the Borrower’s consumers (the “Project”). The new facility will consist of approximately 15,000 square feet, and will be located at the corner of St. Croix Avenue and Wisconsin Drive, within the City. The Borrower will use the Facility to assist the Borrower’s mission of supporting adults with developmental disabilities and other special needs by helping them integrate into the larger community and gain meaningful employment.

(a) The Borrower has proposed that the Issuer therefore issue its Non-Profit Facility Revenue Note, Series 2016A (ESR, Inc. Project) (the “Note”), in an aggregate principal amount of \$832,300 under the Act to finance the Project.

(b) The City has been advised by Bond Counsel that the Note, as and when issued, will not constitute a charge, lien or encumbrance upon any property of the City or the Issuer, except the Project and the revenues to be derived from the Project. The Note will not be a charge against the general credit or taxing powers of the City or the Issuer, but is payable from sums to be paid by the Borrower pursuant to a revenue agreement between the Borrower and a participating financial institution.

Section 3. Recital of Representations Made by the Borrower.

(a) The Borrower has agreed to pay any and all costs incurred by the City in connection with the issuance of the Note, whether or not such issuance is carried to completion.

(b) The Borrower has represented to the City that no public official of the City has either a direct or indirect financial interest in the Project nor will any public official either directly or indirectly benefit financially from the Project.

Section 4. Public Hearing; Applicable Elected Representative.

(a) As required by the Act and Section 147(f) of the Code, on April 21, 2016 a Notice of Public Hearing was published in the *New Richmond News*, as the official newspaper of the Issuer, not less than 14 days before the date of the public hearing on the Note, which was held by the Board of Commissioners of the Issuer on May 5, 2016, at which all those appearing who desired to speak were heard and written comments were eligible to be accepted.

(b) Bond Counsel has advised the City that this Council must consent to the issuance of the Note, as the City is the “applicable elected representative” under Section 147(f) of the Code and U.S. Treasury Regulations promulgated thereunder. The City created the Authority and appoints the Board of Commissioners of the Authority, so the City is the next higher governmental unit with jurisdiction over the Project that has an applicable elected representative.

Section 5. Approval. By this Resolution, this Council, as the “applicable elected representative,” gives the approval required under Section 147(f) of the Code and consents to the issuance of the Note.

Motion was seconded by Alderman Jackson and carried. Alderman Montello abstained.

### **Mayor’s Appointment**

Mayor Horne appointed Liz Kilibarda to the Library Board. Alderman Zajkowski moved to confirm this appointment, seconded by Alderman Montello and carried.

**Plan Commission Recommendation**

Mike Darrow explained the basis of the change in TID #6 Project Plan and the timeline for these projects. Alderman Zajkowski offered the following resolution and moved for its adoption:

**RESOLUTION #051607**

**RESOLUTION APPROVING AN AMENDMENT TO THE PROJECT PLAN OF  
TAX INCREMENTAL DISTRICT NO. 6,  
CITY OF NEW RICHMOND, WISCONSIN**

WHEREAS, the City of New Richmond (the "City") has determined that use of Tax Incremental Financing is required to promote development and redevelopment within the City; and,

WHEREAS, Tax Incremental District No. 6 (the "District") was created by the City on September 11, 1995 as an industrial district; and,

WHEREAS, the City now desires to amend the Project Plan of the District in accordance with the provisions of Wisconsin Statutes Section 66.1105, (the "Tax Increment Law"); and,

WHEREAS, such amendment will allow for the District to incur project costs outside of, but within ½ mile of, the boundaries of the District as permitted under Wisconsin Statutes Section 66.1105(2)(f)1.n; and,

WHEREAS, an amended Project Plan for the District (the "Amendment") has been prepared that includes:

- a. A statement listing of the kind, number and location of all proposed public works or improvements within the District, or to the extent provided in Wisconsin Statutes Sections 66.1105(2)(f)1.k. and 66.1105(2)(f)1.n., outside of the District;
- b. An economic feasibility study;
- c. A detailed list of estimated project costs;
- d. A description of the methods of financing all estimated project costs and the time when the related costs or monetary obligations are to be incurred;
- e. A map showing existing uses and conditions of real property in the District;
- f. A map showing proposed improvements and uses in the District;
- g. Proposed changes of zoning ordinances, master plan, map, building codes and City ordinances;
- h. A list of estimated non-project costs;
- i. A statement of the proposed plan for relocation of any persons to be displaced;
- j. A statement indicating how the amendment of the District promotes the orderly development of the City;
- k. An opinion of the City Attorney or of an attorney retained by the City advising that the plan is complete and complies with Wisconsin Statutes Section 66.1105(4)(f).

WHEREAS, prior to its publication, a copy of the notice of public hearing was sent to the chief executive officers of St. Croix County, the New Richmond School District, and the Wisconsin Indianhead Technical College District, and any other entities having the power to levy taxes on property located within the District, in accordance with the procedures specified in the Tax Increment Law; and,

WHEREAS, in accordance with the procedures specified in the Tax Increment Law, the Plan Commission, on May 3, 2016 held a public hearing concerning the proposed amendment to the Project Plan, providing interested parties a reasonable opportunity to express their views thereon; and,

WHEREAS, after said public hearing, the Plan Commission adopted the Project Plan, and recommended to the Common Council that it amend the Project Plan for the District;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of New Richmond that:

1. The boundaries of the District shall be named "Tax Incremental District No. 6, City of New Richmond", remain unchanged as specified in Exhibit A of this resolution.
2. That this Project Plan Amendment shall become effective as of the date of adoption of this resolution provided that it is further approved by the Joint Review Board.
3. The Common Council finds and declares that:



- a. Not less than 50%, by area, of the real property within the District is and remains suitable for industrial sites and zoned for industrial use within the meaning of Wisconsin Statutes Section 66.1101.
  - b. Based upon the findings, as stated in 3.a. above, and the original findings as stated in the resolution creating the District, the District remains declared as an industrial district based on the identification and classification of the property included within the District.
  - c. The improvement of such area is likely to enhance significantly the value of substantially all of the other real property in the District.
  - d. The City estimates that less than 35% of the territory within the District will be devoted to retail business at the end of the District's maximum expenditure period, pursuant to Wisconsin Statutes Section 66.1105(5)(b).
  - e. The project costs of the District relate directly to promoting industrial development in the District consistent with the purpose for which the District was created.
  - f. Any real property within the District that is found suitable for industrial sites and is zoned for industrial use will remain zoned for industrial use for the life of the District.
4. The amended Project Plan for "Tax Incremental District No. 6, City of New Richmond" (attached as Exhibit B) is approved, and the City further finds the Plan is feasible and in conformity with the master plan of the City.

BE IT FURTHER RESOLVED THAT the City Clerk is hereby authorized and directed to notify the Wisconsin Department of Revenue, within 60 days of adoption of the amendment, that this amendment has taken place pursuant to the provisions of Wisconsin Statutes Section 66.1105(5)(cm).

BE IT FURTHER RESOLVED THAT pursuant to Section 66.1105(5)(f) of the Wisconsin Statutes that the City Assessor is hereby authorized and directed to make notations to the assessment roll under Wisconsin Statutes Section 70.45, and the City Clerk is hereby authorized and directed to make similar notations on the tax roll made under Wisconsin Statutes Section 70.65, pursuant to Wisconsin Statutes.

Motion was seconded by Alderman Ard and carried.

#### **Resolution #051608**

Mike Darrow explained the need for the issuance of revenue bonds at this time. Alderman Kittel offered the following resolution and moved for its adoption:

RESOLUTION #051608  
RESOLUTION AUTHORIZING THE ISSUANCE AND  
SALE OF UP TO \$339,538 WATER AND SEWER UTILITY REVENUE BONDS,  
SERIES 2016, AND PROVIDING FOR OTHER DETAILS AND  
COVENANTS WITH RESPECT THERETO AND  
APPROVAL OF RELATED \$399,457 FINANCIAL ASSISTANCE AGREEMENT  
WITH \$59,919 PRINCIPAL FORGIVENESS TO PAY FOR EXPENSES  
INCURRED LAST YEAR TO RECONDITION THE SOUTH WATER TOWER  
(Complete Copy on file with the City Clerk)

Motion was seconded by Alderman Montello and carried.

#### **Resolution #051609**

Alderman Kittel offered the following resolution and moved for its adoption :

RESOLUTION #051609  
INITIAL RESOLUTION AUTHORIZING  
GENERAL OBLIGATION REFUNDING BONDS IN AN AMOUNT  
NOT TO EXCEED \$635,000

BE IT RESOLVED by the Common Council of the City of New Richmond, St. Croix County, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general

obligation bonds in an amount not to exceed \$635,000 for the public purpose of refunding obligations of the City, including interest on them.  
Motion was seconded by Alderman Ard and carried.

**Resolution #051910**

Alderman Montello offered the following resolution and moved for its adoption:

RESOLUTION #051610  
INITIAL RESOLUTION AUTHORIZING  
GENERAL OBLIGATION BONDS  
IN AN AMOUNT NOT TO EXCEED

\$4,010,000 FOR STREET IMPROVEMENT PROJECTS

BE IT RESOLVED by the Common Council of the City of New Richmond, St. Croix County, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$4,010,000 for the public purpose of paying the cost of street improvement projects including North Shore Drive, Paperjack Drive, North Starr Avenue, East Hughes Street, East and West River Drive, Summit Road and Fairfield Road  
Motion was seconded by Alderman Ard and carried.

**Resolution #051911**

Alderman Montello offered the following resolution and moved for its adoption:

RESOLUTION #051611  
RESOLUTION DIRECTING PUBLICATION OF NOTICE TO ELECTORS  
RELATING TO BOND ISSUES

WHEREAS initial resolutions authorizing general obligation bonds have been adopted by the Common Council of the City of New Richmond, St. Croix County, Wisconsin (the "City") and it is now necessary that said initial resolutions be published to afford notice to the residents of the City of their adoption;

NOW, THEREFORE, BE IT RESOLVED that the City Clerk shall, within 15 days, publish a notice to the electors in substantially the form attached hereto in the official City newspaper as a class 1 notice under ch. 985, Wis. Stats.

Motion was seconded by Alderman Ard and carried.

**Park System Plan Amendment**

Jeremiah Wendt reviewed the park system plan amendments and changes. This plan will be revisited at least annually. Jeremiah also explained recent discussions at the Park Board including Freedom Park plan changes such as irrigation, soccer/football fields, permanent bathrooms, baseball/softball fields, pavilion and additional parking. Alderman Montello moved to approve the amended Park System Plan as presented, seconded by Alderman Ard and carried.

**Park Board Recommendation – Farmers Market**

Noah Wiedenfeld gave an update on the Farmer's Market. The goal is to bring more visitors to the downtown area, create an additional market for locally grown produce, flowers and food products. Registration will not be required and no fee is necessary at this time. It will run from late June through late October on Thursdays from 4:00 to 6:00 p.m. The Park Board has recommended approval of the Farmers Market to be located at MaRita Park. Alderman Montello moved to allow City staff to finalize logistics and marketing plans in the next 6 to 8 weeks and contact potential vendors, seconded by Alderman Zajkowski and carried. Alderman Jackson abstained.

**Richmond Crossing Stormwater Ponds Landscape Plantings**

Jeremiah Wendt explained that two bids were received for this project.

Skid Steer Guy, LLC      \$76,036.50

MZ Construction      \$76,847.46

Staff recommended accepting the low bid from Skid Steer Guy for \$76,036.50. Alderman Kittel moved to accept the low bid from Skid Steer Guy for \$76,036.50, seconded by Alderman Montello and carried.

#### **2016 Pavement Marking**

Jeremiah Wendt received one bid for the 2016 pavement marking from Century Fence of Pewaukee, Wisconsin for \$41,917.60. Staff recommended accepting this bid. Alderman Montello moved to accept this bid, seconded by Alderman Ard and carried.

#### **2016 Crackfilling**

Jeremiah Wendt received bids for crackfilling from the following:

Superior Sealers	\$1.15
All Things Asphalt	\$1.55
Fahrner Asphalt	\$1.95
Allied Blacktop	\$1.98

Discussion followed. Staff recommended accepting the low bid from Superior Sealers for \$1.15 per pound. Alderman Kittel moved to accept this recommendation, seconded by Alderman Montello and carried.

#### **Contract for 2016 Street & Utility Improvement Construction Engineering**

The following bids were received for this project:

North Starr Avenue	\$ 30,200
Paperjack Drive	\$ 47,700
East/West River/Fairfield/Summit	\$ 51,100
North Shore Drive	\$ 67,300
Additional Services	<u>\$ 23,450</u>
Total Estimated Fee	\$219,750

Staff recommended approval of the contract with Short Elliott Hendrickson in the amount of \$219,750. Alderman Montello moved to accept this recommendation, seconded by Alderman Zajkowski and carried.

#### **Amendment to Farm Lease**

City Staff recommends amending the farm lease with Roger Neumann to remove the land impacted by the street construction project of a new street between Cernohous Avenue and Madison Avenue. The amount of land impacted is .8 acres. Alderman Ard moved to amend the lease as explained, seconded by Alderman Jackson and carried.

#### **Council Work Session on May 23, 2016 at 5:30 p.m.**

#### **Communications and Miscellaneous**

None

Alderman Ard moved to adjourn the meeting, seconded by Alderman Kittel and carried.

Meeting adjourned at 8:44 p.m.

Tanya Reigel  
City Clerk